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On 2 AUGUST 2007

TOWNSEND and TOWNSEND and CREW LLP

By: Nancy Pizzo

Nancy Pizzo

**AMENDMENT UNDER 37 CFR 1.116
EXPEDITED PROCEDURE –
EXAMINING GROUP 3733**

PATENT

Attorney Docket No.: 19433A-003010US

Prior Ref. SFMT-01056US8

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

James F. Zucherman et al.

Application No.: 10/037,236

Filed: November 9, 2001

For: Inter-Spinous Process Implant and Method
With Deformable Spacer

Customer No.: 20350

Confirmation No. 6669

Examiner: COMSTOCK, David C

T.C./Art Unit: 3733

**AMENDMENT UNDER 37 CFR 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 3733**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Final Office Action mailed May 4, 2007 on the above-referenced application, please enter the following amendments and remarks:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.